

AO 120 (Rev. 3/04)

<b>TO:</b> <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
 filed in the U.S. District Court Delaware on the following ☒ Patents or Trademarks:

DOCKET NO. 09cv319 JJF	DATE FILED 4/30/2009	U.S. DISTRICT COURT DISTRICT OF DELAWARE
PLAINTIFF  Hologic Inc. and Suros Surgical Systems Inc.		DEFENDANT  Ethicon Endo-Surgery LLC and Ethicon Endo-Surgery Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,347,829 B2	3/25/2008	Suros Surgical Systems Inc.
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK    HOLDER OF PATENT OR TRADEMARK
1	
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT  See Attached Order of Dismissal
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CLERK PETER T. DALLEO, CLERK OF COURT	(BY) DEPUTY CLERK <i>Marie M. Selinger</i>	DATE 2/25/2010
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Copy 1—Upon initiation of action, mail this copy to Director    Copy 3—Upon termination of action, mail this copy to Director  
 Copy 2—Upon filing document adding patent(s), mail this copy to Director    Copy 4—Case file copy

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

HOLOGIC, INC., and,  
SUROS SURGICAL SYSTEMS, INC.,

Plaintiffs,

v.

ETHICON ENDO-SURGERY, LLC., and  
ETHICON ENDO-SURGERY, INC.,

Defendants.

C.A. No. 09-319 (JJF)

**ORDER OF DISMISSAL**

On request of Plaintiffs Hologic Inc., and Suros Surgical Systems, Inc. ("Hologic") and Defendants Ethicon Endo-Surgery, LLC, and Ethicon Endo-Surgery, Inc. ("EES"), IT IS  
HEREBY ORDERED:

1. Hologic's complaint and claims against EES are dismissed with prejudice as to the products at issue in this suit.
2. EES's counterclaims and complaint for declaratory judgment against Hologic are dismissed with prejudice as to the products at issue in this suit.
3. Each party shall bear its own costs, expenses and attorneys' fees.

SO ORDERED,

Dated: February 24, 2010.

  
The Honorable Joseph J. Farnan, Jr.